

# In the Court of Appeals of the State of Alaska

**Andrew V Thomas,**  
Appellant,

v.

**State of Alaska,**  
Appellee.

Court of Appeals No. **A-13573**

## **Order**

Date of Order: **January 17, 2020**

---

Trial Court Case No. **3PA-16-01866CI**

The Appellant, Andrew Thomas, has appealed the dismissal of his application for post-conviction relief. Mr. Thomas was represented in the trial court by an attorney who had contracted with the Office of Public Advocacy, but that attorney was allowed to withdraw from that representation. Mr. Thomas now requests that an attorney be appointed at public expense to represent him in this appeal.

Accordingly, **IT IS ORDERED:**

1. This case is remanded to the superior court for a hearing to determine if Mr. Thomas is eligible for the assistance of counsel at public expense.
2. If the superior court finds that Mr. Thomas is eligible for the assistance of counsel at public expense, the superior court shall make an appropriate appointment and shall direct the new attorney to promptly file an entry of appearance in this Court.
3. If the superior court concludes that Mr. Thomas is not eligible for the appointment of counsel at public expense, the superior court shall notify this Court of this finding.

*Andrew Thomas v. State of Alaska*  
Court of Appeals No. A-13573  
January 17, 2020 Remand Order  
Page 2

4. The superior court's report on this matter shall be provided to this Court on or before **February 14, 2020**. This deadline can be extended by the district court for good cause conditioned upon notice to this Court.

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts

A handwritten signature in cursive script that reads "Beth A. Pechota". The signature is written in dark ink on a light-colored background.

---

Beth A. Pechota, Case Manager

cc: Court of Appeals Judges  
Judge Woodman  
Central Staff  
Trial Court Clerk - Palmer

**Distribution:**

Mail:  
Thomas , Andrew V  
Burke, Elizabeth Tempel